

**SUPREME COURT MINUTES  
MONDAY, MAY 23, 2011  
SAN FRANCISCO, CALIFORNIA**

**S192750**            B231650 Second Appellate District, Div. 4            **FABIAN (CLYDE) ON H.C.**

Petition ordered withdrawn

Pursuant to written request of petitioner, the above-entitled petition for review is ordered withdrawn.

**S192792**

**BARKER (RICHARD A.) v.  
S.C. (PEOPLE)**

Petition stricken (case closed)

After further review by the Court, it has been determined that the petition for writ of mandate/prohibition filed on May 2, 2011, is a duplicate filing of Case No. S192744.

The petition S192792 is hereby ordered stricken.

**S025748**

**PEOPLE v. CASARES (JOSE  
LUPERCIO)**

Extension of time granted

Good cause appearing, and based upon Assistant State Public Defender Kathleen M. Scheidel's representation that she anticipates filing the appellant's opening brief by April 2012, counsel's request for an extension of time in which to file that brief is granted to July 25, 2011. After that date, only five further extensions totaling about 270 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S052210**

**PEOPLE v. RODRIGUEZ III  
(JERRY)**

Extension of time granted

Respondent's request for relief from default is granted.

Good cause appearing, and based upon Deputy Attorney General Mark A. Johnson's representation that he anticipates filing the respondent's brief by September 2011, counsel's request for an extension of time in which to file that brief is granted to July 6, 2011. After that date, only one further extension totaling about 60 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S077524****PEOPLE v. SALAZAR  
(MAGDALENO)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Ellen J. Eggers's representation that she anticipates filing the appellant's opening brief by August 29, 2011, counsel's request for an extension of time in which to file that brief is granted to July 15, 2011. After that date, only one further extension totaling about 30 additional days is contemplated.

**S080054****PEOPLE v. LINTON (DANIEL  
ANDREW)**

Extension of time granted

Good cause appearing, and based upon counsel Diane E. Berley's representation that she anticipates filing the appellant's reply brief by September 1, 2011, counsel's request for an extension of time in which to file that brief is granted to July 25, 2011. After that date, only one further extension totaling about 40 additional days is contemplated.

**S083594****PEOPLE v. TRUJEQUE  
(TOMMY ADRIAN)**

Extension of time granted

Good cause appearing, and based upon Deputy State Public Defender Christina A. Spaulding's representation that she anticipates filing the appellant's opening brief by October 2011, counsel's request for an extension of time in which to file that brief is granted to July 25, 2011. After that date, only two further extensions totaling about 90 additional days are contemplated.

**S093944****PEOPLE v. BERTSCH (JOHN  
ANTHONY) & HRONIS  
(JEFFERY LEE)**

Extension of time granted

On application of appellant John Anthony Bertsch and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to July 25, 2011.

**S097668****PEOPLE v. SHERMANTINE,  
JR., (WESLEY HOWARD)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to July 22, 2011.

**S117489****PEOPLE v. WINBUSH  
(GRAYLAND)**

Extension of time granted

Good cause appearing, and based upon counsel Richard Jay Moller's representation that he anticipates filing the appellant's opening brief by April 2012, counsel's request for an extension of time in which to file that brief is granted to August 1, 2011. After that date, only four further extensions totaling about 240 additional days are contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S167108****WATSON (PAUL GREGORY)  
ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the informal response to the petition for writ of habeas corpus is extended to July 15, 2011.

**S185303**

B224400 Second Appellate District, Div. 5

**COLEY (WILLIE CLIFFORD)  
ON H.C.**

Extension of time granted

On application of respondent and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to June 15, 2011.

**S190730****HOUSTON (ERIC  
CHRISTOPHER) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Julie A. Hokans's representation that she anticipates filing the informal response to the petition for writ of habeas corpus by September 20, 2011, counsel's request for an extension of time in which to file that document is granted to July 22, 2011. After that date, only one further extension totaling about 60 additional days is contemplated.

**S182508**

A123726 First Appellate District, Div. 4

**SEABRIGHT INSURANCE  
COMPANY v. U.S. AIRWAYS,  
INC./(LUJAN)**

Request for judicial notice granted

The motion for judicial notice brought by defendant U.S. Airways, Inc., and filed in this court on September 15, 2010, is granted as to the submitted portions of the public record regarding the drafting of Section 4002 of Title 8 of the California Code of Regulations (exhibit 3). In all other respects, the motion is denied.

**S193328** H034702 Sixth Appellate District

**COUNTRY SIDE VILLAS  
HOMEOWNERS  
ASSOCIATION v. IVIE  
(SUSAN)**

Order filed

The time for granting review on the court's own motion is hereby extended to July 22, 2011.  
(Cal. Rules of Court, rule 8.512(c).)

**B231304** Second Appellate District, Div. 2

**PEOPLE v. AFLLEJE  
(JOHNNY)**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Two to Division Seven.

**B231706** Second Appellate District, Div. 8

**CHILDREN & FAMILY  
SERVICES v. T.R.**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Eight to Division One.

**B231731** Second Appellate District, Div. 1

**CHILDREN & FAMILY v.  
J.C./(E.F.)**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division One to Division Eight.

**B232038** Second Appellate District, Div. 7

**PEOPLE v. PARSON  
(NICOLE L.)**

The above-entitled matter, now pending in the Court of Appeal, Second Appellate District, is transferred from Division Seven to Division Two.